

S/S Sept 65

*AR 601-114

ARMY REGULATIONS
No. 601-114

HEADQUARTERS,
DEPARTMENT OF THE ARMY
WASHINGTON 25, D.C., 5 February 1963

PERSONNEL PROCUREMENT

THE JUDGE ADVOCATE GENERAL'S EXCESS LEAVE PROGRAM

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1. Purpose. This program permits commissioned officers of the Regular Army and distinguished military graduates of ROTC to enter on excess leave (without pay and allowances), with detail to JAGC, for the purpose of obtaining a legal education with a view to appointment in the Judge Advocate General's Corps, Regular Army, upon attainment of a law degree and admission to the bar.

2. Eligibility requirements. *a. Regular Army commissioned officers must—*

- (1) Have graduated from an accredited college or university with a baccalaureate degree or equivalent.
- (2) Have not more than 7 years actual or constructive commissioned service as of the beginning of the academic year for which application is made. The maximum years of service may be exceeded by 1 or 2 years if the applicant has completed that many years of study at a law school approved by the American Bar Association.
- (3) Not be serving in a grade higher than that of a captain.

b. Distinguished military students must meet the eligibility requirements set forth in AR 601-107 and must have attained an academic standing in the upper half of the class.

3. Legal aptitude test. All applicants must take a law school admission test. The Law School

Admission Test, prepared and administered for a number of leading law schools by the Educational Testing Service, 20 Nassau Street, Princeton, N.J., has been selected for this purpose. It is the responsibility of each officer who desires to apply for this program to take this test. Officers will request application blanks direct from the Educational Testing Service, and arrangements for taking the test will be made by applicant with the Testing Service. An information bulletin may be obtained from the Testing Service explaining the program and procedures in detail, to include the locations and dates that the test may be taken. There is a fee of \$10, which entitles one to receive a copy of his score report and to have reports sent to three institutions. Each applicant will indicate on line 7 of the application blank that one score report is to be forwarded to The Judge Advocate General, ATTN: Military Personnel Division, Department of the Army, Washington 25, D.C. This test will be taken at applicant's expense without cost to the Government.

4. Procedure. *a. Regular Army commissioned officers desiring consideration under this program will initiate a request for excess leave, with detail to JAGC, in accordance with these regulations and AR 614-100. Application will be submitted on DA Form 1049 (Personnel Action), through command channels, to the Chief of Personnel Operations, ATTN: (appropriate career branch),*

✓ These regulations supersede AR 601-114, 21 June 1961.

Department of the Army, Washington 25, D.C., with the following:

- (1) Transcript of the record of all education obtained at college level or higher. Such transcript, if possible, should show the class standing of the applicant.
- (2) Statement as to legal study completed and legal experience, in both civilian and military life.
- (3) If on foreign service, date of expected return to the United States.
- (4) Reasons for requesting detail.
- (5) Letter of conditional acceptance from the law school to be attended and the period of time required to complete the course.
- (6) Two recent photographs, head and shoulders type, 3 inches by 5 inches, with name and current service number on the reverse.
- (7) Date that law school admission test was taken.
- (8) A statement as follows:

In consideration of being allowed to complete my legal education, I agree that, upon its successful completion, I will make due and reasonable application for admission to practice before the highest court of a State or a District Court of the United States. I further agree, upon graduation from law school and admission to practice, to accept an appointment in the Judge Advocate General's Corps, Regular Army, if tendered, and thereafter to serve on active duty for a period of at least 3 years plus 6 months for each year of excess leave or major portion thereof. I understand that my excess leave status will be terminated if I am unable to enter law school or if I fail to maintain acceptable grades or abandon the study of law, and that in any event periods spent in excess leave status are not considered in the satisfaction of any service obligation I have by reason of my initial Regular Army appointment.

b. Distinguished military students will submit their applications for appointment in the Regular Army (DA Form 61) in accordance with AR 601-107 and will submit the following information:

- (1) A request for excess leave under the provisions of paragraphs 24a and b, AR 601-105.
- (2) Information as set forth in a(1), (2), (5), (6), and (7) above.

- (3) A service agreement as set forth in a(8) above. This statement will be submitted in lieu of that required by paragraph 15b, AR 601-107.

5. **Appointment of distinguished military graduates in Regular Army.** Distinguished military graduates accepted under this program will be appointed in one of the basic branches of the Regular Army, with detail to JAGC, upon attainment of a baccalaureate degree and designation as a distinguished military graduate and carried in an excess leave status except when performing on-the-job training as indicated in paragraph 6a. This excess leave program is separate from the JAGC-DMG program announced in AR 601-107, which remains in effect. Distinguished military students may apply under the provisions of these regulations or AR 601-107, as desired.

6. **Assignments.** a. Assignments during the period officer is attending law school and while awaiting appointment in the Judge Advocate General's Corps, Regular Army, will be as directed by Headquarters, Department of the Army. On-the-job training with JAGC activities will be provided when school is not in session.

b. All orders assigning officers to organizations will state specifically the purpose of the assignment. Similar statements will be incorporated into orders reassigning such applicants to another organization if reassignment becomes necessary.

7. **Action by major commanders.** a. All major commanders are responsible for the implementation of this program.

b. Upon receipt of notification from Headquarters, Department of the Army, that applicant has been tentatively selected for appointment in the Judge Advocate General's Corps, Regular Army, and has been granted excess leave to attend law school, the major commander having jurisdiction over the applicant will—

- (1) Tender Regular Army appointment to distinguished military graduates in basic branch.
- (2) Assign applicant to a military installation nearest to the school of attendance as directed by Headquarters, Department of the Army.

c. The files of applicants for whom jurisdiction is transferred will be referred expeditiously by the

losing major commander to the gaining major commander. Letter of transmittal will contain a summary of processing actions completed and any instructions from Headquarters, Department of the Army, as to further processing of applicant.

d. A copy of each order will be furnished the Judge Advocate General, Department of the Army, Washington 25, D.C.

8. Academic report. An official school report of grades received by each Officer will be submitted each semester. It is the responsibility of each officer to insure that this report is submitted direct to The Judge Advocate General, ATTN: Military Personnel Division, Department of the Army, Washington 25, D.C. The report will be dispatched at the earliest possible date. Upon graduation, a consolidated transcript of all law school work, with notation on same that the LLB degree has been conferred, will also be forwarded without delay. Such transcript, if possible, should show the class standing of the student.

9. Appointment in the Judge Advocate General's Corps, Regular Army. Final appointment in the Judge Advocate General's Corps will be made after the officer graduates from law school

[AGPB]

By Order of the Secretary of the Army:

Official:

J. C. LAMBERT,
*Major General, United States Army,
The Adjutant General.*

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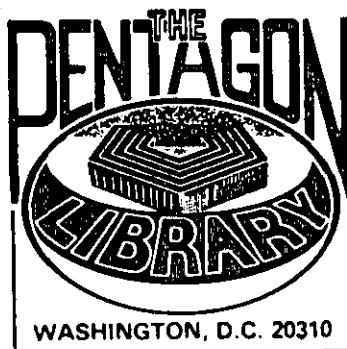
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and becomes a member of the bar. Until such appointment an officer will remain assigned to the basic branch to which originally assigned. Officers appointed must, in addition to meeting other qualifications, hold a permanent grade of first lieutenant or higher. Qualified individuals who have not attained the permanent grade of first lieutenant will remain detailed in JAGC until promoted or declared unqualified. Individuals originally appointed in a basic branch of the Regular Army who are appointed in the Judge Advocate General's Corps will be credited with the promotion list service held by them on the day preceding their transfer.

10. Direct communication. Officers who contemplate applying for this program and those hereafter selected are authorized to correspond informally and directly with The Judge Advocate General, ATTN: Military Personnel Division, Department of the Army, Washington 25, D.C., at any time.

11. Publicity. The provisions of these regulations will be given the widest possible publicity among ROTC students and Regular Army officers.

EARLE G. WHEELER,
*General, United States Army,
Chief of Staff.*



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